



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Examiner: CHUNDURU, S.
Roland Carlsson et al.)
Serial No.: 09/734,801) Art Unit: 1637
Filed: December 12, 2000) Response to Paper No. 19
For: "A METHOD FOR IN VITRO)
MOLECULAR REVOLUTION OF)
PROTEIN FUNCTION")

**TERMINAL DISCLAIMER RESPONSIVE TO
OBVIOUSNESS-TYPE DOUBLE PATENTING REJECTION**

The above-identified patent application (hereinafter "the '801 application"), is owned by Alligator Bioscience AB, hereinafter "Assignee"), as evidenced by an assignment filed with the U.S. Patent and Trademark Office on September 3, 2003, a copy of which is submitted herewith.

Assignee, by its undersigned agent, who is agent of record in the '801 application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the '801 application which would extend beyond the expiration date of the full statutory term, as defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of any patent that issues on U.S. Patent Application No. 10/321,195, filed December 17, 2002 of which Assignee is the owner of all right, title and interest.

Assignee, by its undersigned agent, hereby agrees that any patent so granted on the '801 application shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to any U.S. Patent granted on the '195 application, this agreement to run with any patent granted on the '801 application and to be binding upon the grantee, its successors or assigns.

In making the foregoing disclaimer, Assignee does not disclaim the terminal part of any patent granted on the '801 application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of any U.S. Patent that issues from the '195 application as presently shortened by any terminal disclaimer filed prior to patent grant, in the event that any U.S. Patent that issues from the '195 application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is reissued or is in any manner terminated prior to expiration of its full statutory term as presently or subsequently shortened by any terminal disclaimer, as the case may be, except for the separation of legal title stated above.

Applicants are entitled to small entity status.

Respectfully submitted,

DANN, DORFMAN, HERRELL AND SKILLMAN
A Professional Corporation

By



Kathleen D. Rigaut, Ph.D.
PTO Registration No. P43,047

Telephone: (215) 563-4100